



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Eric Earnst et al.
Serial No.: 10/687,860 Group Art Unit: 3737
Filing Date: October 17, 2003
Title: PATIENT POSITIONING ASSEMBLY FOR THERAPEUTIC
RADIATION SYSTEM
Docket Number: 63564-072 (ACCL-133)

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail under 37 CFR 1.8(a) in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: May 3, 2004

Elsie Saraglow
Elsie Saraglow

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

TRANSMITTAL LETTER

Enclosed herewith for filing in connection with the above-identified patent application are the following:

- 1) Information Disclosure Statement;
- 2) Form PTO-A820 (also form 1449);
- 3) Copies of publications listed on Form PTO-1449; and
- 4) Acknowledgment Postcard.

Respectfully submitted,

Date: 05-03-04

Elizabeth E. Kim

Elizabeth E. Kim
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Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicants and their attorney are aware of the following publications and information, listed on the attached Form PTO-A820, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. This Statement is being filed more than three months after the filing date of the application, but before the receipt of any Official Action from the Patent and Trademark Office. A full copy of each cited publication is enclosed.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publications herein be construed *per se* as a representation that such publications are prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge any necessary fees to our Deposit Account No. 50-1133.

Respectfully submitted,

Date: 05-03-04

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)	Application Number	10/687,860
	Filing Date	October 17, 2003
	First Named Inventor	Eric Earnst
	Group Art Unit	3737
	Examiner Name	
	Attorney Docket Number	63564-072 (ACCL-133)

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate
	A1	5,207,223	05/04/93	John R. Adler	128	653.1	10/19/90

FOREIGN PATENT DOCUMENTS					
Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No

OTHER NON PATENT LITERATURE DOCUMENTS		
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, U.S.S.N. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.